



Docket No. 02280.003720.

Date: December 7, 2006

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: EDWARD L. RAPP ET AL.

Application No.: 10/615,249

For: TASTING ENERGY BAR

Filed: July 8, 2003

Group Art Unit: 1761

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated June 8, 2006 of the Primary Examiner finally rejecting claims 1-4, 6-8 and 10-24.

The item(s) checked below are appropriate.

1. A Petition for a 3 month extension of time to respond to the final rejection, together with the \$1020.00 extension fee under 37 C.F.R. §1.17, is enclosed herewith.

2. A Petition for an additional month extension of time to take further action, together with the \$ extension fee under 37 C.F.R. §1:17, was filed on .

3. Fee \$500.00

Fee \$250.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)

Enclosed

12/08/2006 SZE/0121 02280.00 10815249

Not required (fee paid in prior appeal)

81 FEE1421
82 FEE1253

533.00 0P
1620.00 0P

Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)

4. Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5. Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Raymond R. Mandra
Raymond R. Mandra
Attorney for Applicants
Registration No. 34,382

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Form #67

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